



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Erion *et al.*

Appl. No.: 09/518,501

Filed: March 3, 2000

For: **Novel Phosphorus-containing  
Prodrugs**

Confirmation No.: 7608

Art Unit: 1624

Examiner: T. McKenzie

Atty. Docket: 2358.0010002/RWE/CJW

### **Supplemental Information Disclosure Statement**

#### ***Mail Stop Amendment***

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed on the accompanying IDS Forms are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Supplemental Information Disclosure Statement filed on January 25, 2006 in connection with the above-captioned application. Copies of the documents are provided herewith.

Document B4 (EP 0 072 987 A1) is in the German language. An English-language abstract of Document B4 is submitted herewith as Document C118. Also, an unverified English-language translation of Document B4 is submitted herewith as Document C119.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is

not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

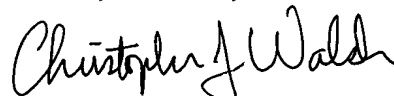
This Information Disclosure Statement is being filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Form, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

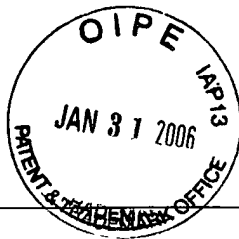


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Date: January 31, 2006

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**SUPPLEMENTAL  
INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet 1 of 2

Application No.	09/518,501
Filing Date	03/03/2000
First Named Inventor	Mark D. Erion
Art Unit	1624
Examiner Name	Thomas C. McKenzie
Attorney Docket No.	2358.0010002 (MTI-013.US)

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Document Number	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant	Relevant Pages
	A14				
	A15				
	A16				
	A17				
	A18				
	A19				
	A20				
	A21				
	A22				
	A23				
	A24				
	A25				
	A26				

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Document (Cty code-number-kind)	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant	Relevant Pages	T <sup>1</sup>
	B4	EP 0 072 987 A1	08-13-1982	Henkel Kommanditgesellschaft auf Aktien		
	B5					
	B6					
	B7					
	B8					
	B9					
	B10					
	B11					
	B12					
	B13					
	B14					

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Examiner Signature		Date Considered	
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\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant is to place a check mark here if English language translation is attached.



**SUPPLEMENTAL  
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STATEMENT BY APPLICANT**

Sheet 2 of 2

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Art Unit	1624
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Attorney Docket No.	2358.0010002 (MTI-013.US)

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Description	T <sup>1</sup>
	C118	Delphion English-language abstract of European Patent Publication No. 0 072 987 A1, 2 pages, accessed on October 20, 2005 at <a href="https://www.delphion.com/details?pn=EP00072987A1&amp;s-FAMILY=1">https://www.delphion.com/details?pn=EP00072987A1&amp;s-FAMILY=1</a>	
	C119	Unverified English-language translation of European Patent Publication No. 0 072 987 A1, 13 pages	
	C120		
	C121		
	C122		
	C123		
	C124		
	C125		
	C126		
	C127		

Examiner Signature		Date Considered	
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